



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 06/08/04

AGENDA ITEM 5

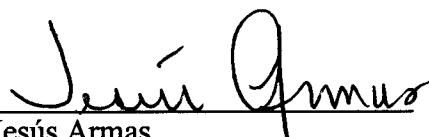
WORK SESSION ITEM           

**TO:** Mayor and City Council

**FROM:** City Manager

**SUBJECT:** Blue Rock Project

At a recent City Council meeting, the staff was directed to develop a resolution urging the parties appealing a recent Court decision to withdraw their appeal in order to not jeopardize state funding for the new school. Accordingly, the attached resolution is presented for your consideration.

  
Jesús Armas  
City Manager

Attachment

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

**RESOLUTION REAFFIRMING SUPPORT FOR THE BLUE  
ROCK COUNTY CLUB PROJECT**

WHEREAS, on September 10, 2002, the City Council approved the vesting tentative map and precise development plan for the Blue Rock Country Club project ("Blue Rock project"), which contemplated the construction of 614 single-family homes, an elementary school with capacity for 650 students and a links-style golf course, among other amenities; and

WHEREAS, the Hayward Area Planning Association ("HAPA") and the Center for Biological Diversity have filed in the United States Ninth Circuit Court of Appeals an appeal challenging the Blue Rock project; and

WHEREAS, if construction of the Blue Rock elementary school is not commenced by June 18, 2004, the Hayward Unified School District ("HUSD") risks the loss of \$8.7 million in state school facility funds; and

WHEREAS, the elementary school is an integral part of the Blue Rock project as originally described in the development agreement authorized by the City Council in 1998 and in all subsequent approvals for the project.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Hayward does hereby reaffirm its support for the Blue Rock project and urges HAPA and the Center for Biological Diversity to withdraw its lawsuit so that the Blue Rock developer may commence construction of the elementary school and preserve the state school facility funds for HUSD.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2004

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

**ABSTAIN: COUNCIL MEMBERS:**

**ABSENT: COUNCIL MEMBERS:**

**ATTEST:** \_\_\_\_\_  
City Clerk of the City of Hayward

**APPROVED AS TO FORM:**

\_\_\_\_\_  
City Attorney of the City of Hayward